



General Assembly

January Session, 2005

***Raised Bill No. 1302***

LCO No. 4318

\*04318\_\_\_\_\_JUD\*

Referred to Committee on Judiciary

Introduced by:  
(JUD)

***AN ACT CONCERNING CONTINUATION OF HEALTH INSURANCE  
COVERAGE AFTER A DIVORCE, LEGAL SEPARATION OR  
ANNULMENT.***

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1       Section 1. (NEW) (*Effective October 1, 2005*) (a) Except as provided in  
2       subsection (c) of this section, after the entry of a decree of dissolution  
3       of a marriage, legal separation or annulment, if a party is a member of  
4       a group health insurance policy providing coverage of the type  
5       specified in subdivision (1), (2), (4), (11) and (12) of section 38a-469 of  
6       the general statutes, or a member of a group dental insurance plan, or  
7       both, the other party shall be and remain eligible for coverage under  
8       such policy or plan, or both, to the same extent as the other party  
9       would be eligible for coverage under such policy or plan, or both, had  
10      the decree not been entered. The other party shall be eligible for  
11      coverage under this section (1) without regard to whether the decree  
12      was entered prior to the effective date of the member's participation in  
13      the policy or plan, and (2) without being subject to additional  
14      premiums or examination, provided the decree may provide for  
15      reasonable payments to be made for such coverage by the other party.

16 (b) Except as provided in subsection (c) of this section, eligibility for  
 17 coverage under this section shall continue throughout the member's  
 18 participation in the policy or plan until remarriage of either the  
 19 member or the other party or until such time as may be provided in  
 20 the decree, whichever is earlier, except that the decree may provide  
 21 that, upon remarriage of the member, the other party shall remain  
 22 eligible for such coverage until remarriage of the other party or such  
 23 time as may be provided in the decree, whichever is earlier. Such  
 24 coverage may be provided by the addition of a rider to the member's  
 25 policy or plan or by the issuance of an individual policy or plan. Such  
 26 rider or individual plan may be subject to the payment of additional  
 27 premiums determined by the Insurance Commissioner to be  
 28 reasonable, provided such additional premiums may not be charged to  
 29 the other party unless otherwise provided in the decree. The insurer  
 30 that issues a policy or plan, or a rider thereto, providing coverage  
 31 under this section shall mail notice of any cancellation of coverage to  
 32 the other party at his or her last-known address not later than thirty  
 33 days prior to the effective date of such cancellation.

34 (c) Coverage under this section shall not be required if the decree so  
 35 provides.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	New section

***Statement of Purpose:***

To provide for continuation of eligibility for coverage under a group health insurance policy or group dental insurance plan in the case of a divorce, legal separation or annulment.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*